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In re Application of  
Plowman et al.  
Application No.: 10/532,406

PCT No.: PCT/US03/33551

Int. Filing Date: 22 October 2003

Earlier Priority Date: 23 October 2002

Attorney Docket No.: EX03-079C-US

For: MAPK7 As Modifier Of Branching  
Morphogenesis And Methods Of Use

DECISION

The petition to revive under 37 CFR 1.137(b) filed on 24 August 2006 in the above-captioned application is hereby **DISMISSED**, without prejudice, as follows:

Petitioner states that "the entire delay in filing the required reply from the March 11, 2006 deadline for filing an Official Action Reply until the filing of this grantable petition was unintentional." This is being construed as a statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional." Petitioner must notify the Patent and Trademark Office if such an interpretation of the statement is not correct. Said statement is being accepted in satisfaction of 37 CFR 1.137(b)(3).

A review of the application file reveals that the petition fee has been paid. With respect to the required reply, petitioner has paid the surcharge under 37 CFR 1.492(h), and has filed a declaration of inventorship. However, review of the declaration filed on 24 August 2006 reveals that the alteration to the mailing address of Ulrike Langheinrich (p. 46 of the declaration) does not appear to have been initialed; rather, it appears that additional text (and, apparently, the date) has been added. Since the declaration includes an un-initialed alteration, it does not satisfy the "required reply" requirement.

Applicant has **TWO (2) MONTHS** from the mailing date of this decision, extendable under 37 CFR 1.136(a), to file a response. Please direct any further correspondence with respect to this matter to the Assistant Commissioner for Patents, Mail Stop PCT, P.O. Box 1450, Alexandria, VA 22313-1450, and address the contents of the letter to the attention of the Office of PCT Legal Administration.

/George Dombroske/  
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